

2013 Jr4 DRAFTING REQUEST

Senate Amendment (SA-SB1)

Received: **2/18/2014**

Received By: **rchampag**

Wanted: **Soon**

Same as LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Bob Lang**

May Contact:

Drafter: **rchampag**

Subject: **State Finance - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Bob.Lang@wisconsin.gov**

Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Special Session Bill Amendments

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rchampag 2/18/2014	evinz 2/18/2014	jmurphy 2/18/2014	_____	srose 2/18/2014	srose 2/18/2014	

FE Sent For:

<END>

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2/18/14

jm 2/18

FE Sent For:

<END>

Amendment to SS SB 1

1. Suspend current law transfer to the budget stabilization fund for 2013-14 and 2014-15
2. extend the annual \$38.2 million lapse requirement of 2013 Act 20 for an additional year to 2015-16, _{-a1521} _{-a1562}
3. Incorporate AA 2 and AA 3 as passed by the Assembly to SS AB1.

LANG
LFB



State of Wisconsin
2013 - 2014 LEGISLATURE

January 2014 Special Session



LRBa1894/1
JK&RAC:.....

leev

SENATE AMENDMENT ,
TO 2013 SENATE BILL 1

1 At the locations indicated, amend the bill as follows:

2 (END)

Insert A from a1521
Insert B from a1562
Insert C from a1521
Insert D from a1562
Insert E from a1837



State of Wisconsin
2013 - 2014 LEGISLATURE
January 2014 Special Session



LRBa1521/1
JK:eev:jm

**ASSEMBLY AMENDMENT 2,
TO 2013 ASSEMBLY BILL 1**


February 5, 2014 - Offered by Representative KOOYENGA.

1 ~~At the locations indicated, amend the bill as follows:~~

2 ~~#1.~~ ^{Insert A} Page 13, line 14: after that line insert:

3 "SECTION 36d. 71.26 (4) (a) of the statutes is amended to read:

4 71.26 (4) (a) Except as provided in par. (b), a corporation, except a tax-option
5 corporation or an insurer to which s. 71.45 (4) applies, may offset against its
6 Wisconsin net business income any Wisconsin net business loss sustained in any of
7 the next 15 20 preceding taxable years, if the corporation was subject to taxation
8 under this chapter in the taxable year in which the loss was sustained, to the extent
9 not offset by other items of Wisconsin income in the loss year and by Wisconsin net
10 business income of any year between the loss year and the taxable year for which an
11 offset is claimed. For purposes of this subsection Wisconsin net business income or
12 loss shall consist of all the income attributable to the operation of a trade or business
13 in this state, less the business expenses allowed as deductions in computing net



1 income. The Wisconsin net business income or loss of corporations engaged in
2 business within and without the state shall be determined under s. 71.25 (6) and (10)
3 to (12). Nonapportionable losses having a Wisconsin situs under s. 71.25 (5) (b) shall
4 be included in Wisconsin net business loss; and nonapportionable income having a
5 Wisconsin situs under s. 71.25 (5) (b), whether taxable or exempt, shall be included
6 in other items of Wisconsin income and Wisconsin net business income for purposes
7 of this subsection.”.

8 ~~#2~~. Page 13, line 25: after that line insert:

9 “SECTION 38d. 71.45 (4) (a) of the statutes is amended to read:

10 71.45 (4) (a) Except as provided in par. (b), insurers computing tax under this
11 subchapter may subtract from Wisconsin net income any Wisconsin net business loss
12 sustained in any of the next 15 20 preceding taxable years to the extent not offset by
13 Wisconsin net business income of any year between the loss year and the taxable year
14 for which an offset is claimed and computed without regard to sub. (2) (a) 8. and 9.
15 and this subsection and limited to the amount of net income, but no loss incurred for
16 a taxable year before taxable year 1987 by a nonprofit service plan of sickness care
17 under ch. 148, or dental care under s. 447.13 may be treated as a net business loss
18 of the successor service insurer under ch. 613 operating by virtue of s. 148.03 or
19 447.13.”.

20 ~~#3~~. Page 16, line 2: after that line insert:

21 “SECTION 41d. 71.98 (3) of the statutes, as created by 2013 Wisconsin Act 20,
22 is amended to read:

23 71.98 (3) DEPRECIATION, DEPLETION, AND AMORTIZATION. For taxable years
24 beginning after December 31, 2013, and for purposes of computing depreciation,

1 ~~depletion,~~ and amortization, the Internal Revenue Code means the federal Internal
2 Revenue Code in effect on January 1, 2014. For taxable years beginning after
3 December 31, 2013, and for purposes of computing depletion, the Internal Revenue
4 code means the federal Internal Revenue code in effect for the year in which the
5 property is placed in service.” End Insert A

6 ~~74.~~ ~~Insert G~~ Page 18, line 6: after that line insert:

7 “(5m) NET OPERATING LOSSES; DEPLETION. The treatment of sections 71.26 (4) (a),
8 71.45 (4) (a), and 71.98 (3) of the statutes first applies to taxable years beginning on
9 January 1, 2014.”

10

End Insert C



State of Wisconsin
2013 - 2014 LEGISLATURE
January 2014 Special Session



LRBa1562/1
JK:jld:jm

**ASSEMBLY AMENDMENT 3,
TO 2013 ASSEMBLY BILL 1**

February 6, 2014 - Offered by Representative KOOYENGA.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 17, line 22: after "CARRY-BACKS." insert: Insert B

3 "(a)".

4 **2.** Page 17, line 22: delete "treatment of section 71.52 (6) of the statutes, the".

5 **3.** Page 17, line 23: delete "statutes," and substitute "statutes".

6 **4.** Page 17, line 24: after that line insert:

7 "(am) The treatment of section 71.52 (6) of the statutes first applies
8 retroactively to taxable years beginning on January 1, 2012." End Insert B

9 **5.** Page 18, line 17: after that line insert: Insert D

10 "(3d) CARRY-BACKS. The treatment of section 71.52 (6) of the statutes takes
11 effect retroactively to January 1, 2012." end insert D

12

1 **6.** Page 15, line 11: delete lines 11 to 21.

2 **7.** Page 17, line 24: delete the material beginning with that line and ending
3 with page 18, line 17.

4 ✓ **8.** Page 19, line 24: after that line insert: Insert E

5 “**SECTION 44m.** 2013 Wisconsin Act 20, section 9252 (1) (a) (intro.) is amended
6 to read:

7 [2013 Wisconsin Act 20] Section 9252 (1) (a) (intro.) Notwithstanding 2011
8 Wisconsin Act 32, section 9255 (1) (c) and (d), the secretary shall not lapse any money
9 from the agencies specified in those paragraphs during the 2013-15 fiscal biennium,
10 but shall instead lapse to the general fund from the unencumbered balances of
11 general purpose revenue and program revenue appropriations to the following
12 executive branch state agencies, other than sum sufficient appropriations and
13 appropriations of federal revenues, the following amounts in each fiscal year of the
14 2013-15 fiscal biennium the 2013-14, 2014-15, and 2015-16 fiscal years:”.

15 ✓ **9.** Page 20, line 4: after that line insert:

16 “**SECTION 9201. Fiscal changes; Administration.**

17 (1m) TRANSFERS TO THE BUDGET STABILIZATION FUND. Notwithstanding section
18 16.518 (3) of the statutes, no amounts shall be transferred from the general fund to
19 the budget stabilization fund during the 2013-15 fiscal biennium.”.

20 **10.** Page 20, line 8: delete lines 8 and 9.

21 **11.** Page 21, line 1: delete lines 1 to 3.

22 **12.** Page 21, line 9: delete lines 9 and 10.

23 (END)

End Insert E